

COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND
LIABILITY ACT

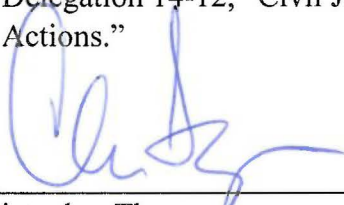
14-6. Inspections, Sampling, Information Gathering, Subpoena,
and Entry for Response

1. **AUTHORITY.** Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, including Sections 104, 109 and 122:
 - a. To enter any vessel, facility, establishment, place, property or location for the purposes of information gathering.
 - b. To require the production of information and documents.
 - c. To carry out any information gathering under CERCLA Section 104(e).
2. **TO WHOM DELEGATED.** Chief, CERCLA Enforcement Section.
3. **LIMITATIONS.**
 - a. The delegated official should consult with the assistant administrator for Office of Enforcement and Compliance Assurance prior to issuing compliance orders regarding information gathering or compliance orders for entry and inspection, or issuing subpoenas, consistent with the most recent version of the "OECA/OSRE CERCLA and RCRA/CWA/UST Roles Chart," or successor documents, as appropriate.
 - b. The delegated official should consult with the director or designee, SEMD, prior to exercising the above authorities.
4. **REDELEGATION AUTHORITY.**
 - a. These authorities may be redelegated to the staff level.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.**
 - a. CERCLA §§104(e), 109(a), 109(b), and 122(e).
 - b. 40 C.F.R. Part 300, National Contingency Plan.
 - c. U.S. Environmental Protection Agency Order 3510, "EPA Federal Credentials for Inspections and Enforcement of Federal Environmental Statutes and Other Compliance Responsibilities."

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- d. Delegation 14-12, "Civil Judicial Enforcement Actions, Including Collection
Actions."



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Date